SUPERVISOR'S REPORT ON THE USE OF FORCE

Los Angeles County Sheriff's Department

Supervisor's Report on Use of Force

Incident Information

URN:	912-08720-2847-183
Date:	07/13/12
Time:	2233
Location:	[redacted]
City or Station:	Compton
Bureau/Station/Facility:	Field Operations Region II / Compton Station
Admin. Investigation:	○ YES ◉ NO
Type of Force:	Significant / Control Hold / Takedown
Incident Category:	○1 ○2 ◉3
Deputy Injury:	○ YES ◉ NO
Suspect Injury	◉ YES ○ NO
☒ Call ☐ Observation ☐ Detail	☐ Foot Pursuit ☐ Vehicle Pursuit
IAB Notified:	◉YES ○ NO
Person Notified:	Lt. Vaughan
Emp:	[redacted]
IAB Roll Out	◉ YES ○ NO

Involved Employee

E 1

Employee #	[redacted]
Last Name	[redacted]
First Name	[redacted]
Middle I.	
Rank	DSG
Sex:	◉ M ○ F
Race:	W
Height:	6-04
Weight:	260
Age:	41
Shift:	○ EM ○ Day ◉ PM
	◉ Regular Shift ○ OT Shift ○ Off Duty
Unit of Assignment:	Compton Station
Work Assignment (Unit #, Module, etc.):	287D
Individual Force Used:	Control Holds / Takedown
	○ Directed ○ Rescue ○ Medical Assist
Individual Category	○1 ○2 ◉3
☐ Injured ☐ Treated ☐ Admitted	Facility:
Coroner Case #	

E 2

Employee #	[redacted]
Last Name	Celaya
First Name	Ernest
Middle I.	
Rank	DSG
Sex:	◉ M ○ F
Race:	H
Height:	6-02
Weight:	240
Age:	36
Shift:	○ EM ○ Day ◉ PM
	◉ Regular Shift ○ OT Shift ○ Off Duty
Unit of Assignment:	Compton Station
Work Assignment (Unit #, Module, etc.):	287D
Individual Force Used:	Control Holds / Takedown
	○ Directed ○ Rescue ○ Medical Assist
Individual Category	○1 ○2 ◉3
☐ Injured ☐ Treated ☐ Admitted	Facility:
Coroner Case #	

E_

Employee #	
Last Name	
First Name	
Middle I.	
Rank	
Sex:	○ M ○ F
Race:	
Height:	
Weight:	
Age:	
Shift:	○ EM ○ Day ○ PM
	○ Regular Shift ○ OT Shift ○ Off Duty
Unit of Assignment:	
Work Assignment (Unit #, Module, etc.):	
Individual Force Used:	
	○ Directed ○ Rescue ○ Medical Assist
Individual Category	○1 ○2 ○3
☐ Injured ☐ Treated ☐ Admitted	Facility:
Coroner Case #	

☐ Additional Involved Employees

On Duty Supervisor

Emp #	Last Name	First Name	Middle I.	Rank	Present	Witness to Incident
[redacted]	King	Matthew		SGT	YES ○ NO ◉	YES ○ NO ◉

Supervisor Completing Investigation

Emp #	Last Name	First Name	Middle I.	Rank	Present	Witness to Incident
[redacted]	Lopez	Mark		SGT	YES ○ NO ◉	YES ○ NO ◉

Watch Commander / Supervising Lieutenant

Emp #	Last Name	First Name	Middle I.	Rank
[redacted]	[redacted]	[redacted]		LT

Watch Commander / Supervising Lieutenant's **Signature**: ____ Date ____ Copy Provided to Employee by: ____ Emp #: ____

Diane E. Walker, Captain

Unit Commander (**Print Name**) ____ Unit Commander's **Signature**: ____ Emp #: ____ Date ____

DISCOVERY Use Only
FO#

☐ PPI REVIEW COMPLETED

Original: Discovery Unit
Copy: Unit Commander

SH-R-438P (Rev. 01/13)

Supervisor's Report on Use of Force
SUSPECT INFORMATION

912 - 08720 - 2847 - 183

Suspect Information

S 1

Last Name	First Name	Middle Name	Armed? Select
Duvea	Alan		

AKA Last Name: | First Name: | Middle Name:

Sex	Race	Age	Height	Weight	D.O.B	Phone #1: ◯ H ◯ W ◯ C	Phone #2: ◯ H ◯ W ◯ C
(●) Male ◯ Female	B	55	5-09	230	10/11/56		

Street Address: [redacted] | City: Compton | State & Zip Code: CA 90220

Booking #: 3229170 | Primary Charge Code: 11550 HS | Secondary Charge Code: | [X] Criminal History

Treated on Scene? ◯ YES (●) NO | Name: | Unit: | Phone #:

Hospital Admission? [ ] | Rec'd Treatment At: Gardena Hospital | Coroner Case #: | Mental History [ ] User's guide provides direction on this entry

By: Dr. Sekhon | Address: 1145 Redondo Beach Blvd., Gardena | Phone #: 310-538-6629

Under Influence: (●) YES ◯ NO | Substance: CNS Stimulant | 5150 a factor in force? ◯ YES ◯ NO User's guide provides direction on this entry

Suspect Interview

Date: 07-13-12 | Time: 2300 | [X] Audiotape: | [X] Videotape: | [X] Photos of Injuries: | [ ] ADMITS HEARING ANNOUNCEMENTS

Suspect Information

S _

Last Name	First Name	Middle Name	Armed? Select

AKA Last Name: | First Name: | Middle Name:

Sex	Race	Age	Height	D.O.B.	Weight	Phone #1: ◯ H ◯ W ◯ C	Phone #2: ◯ H ◯ W ◯ C
◯ Male ◯ Female							

Street Address: | City: | State & Zip Code:

Booking #: | Primary Charge Code: | Secondary Charge Code: | [ ] Criminal History

Treated on Scene? ◯ YES ◯ NO | By: | Unit: | Phone #:

Hospital Admission? [ ] | Rec'd Treatment At: | Coroner Case #: | Mental History [ ] User's guide provides direction on this entry

By: | Address: | Phone #:

Under Influence: ◯ YES ◯ NO | Substance: | 5150 a factor in force? ◯ YES ◯ NO User's guide provides direction on this entry

Suspect Interview

Date: | Time: | [ ] Audiotape: | [ ] Videotape: | [ ] Photos of Injuries: | [ ] ADMITS HEARING ANNOUNCEMENTS

Suspect Information

S _

Last Name	First Name	Middle Name	Armed? Select

AKA Last Name: | First Name: | Middle Name:

Sex	Race	Age	Height	D.O.B.	Weight	Phone #1: ◯ H ◯ W ◯ C	Phone #2: ◯ H ◯ W ◯ C
◯ Male ◯ Female							

Street Address: | City: | State & Zip Code:

Booking #: | Primary Charge Code: | Secondary Charge Code: | [ ] Criminal History

Treated on Scene? ◯ YES ◯ NO | By: | Unit: | Phone #:

Hospital Admission? [ ] | Rec'd Treatment At: | Coroner Case #: | Mental History [ ] User's guide provides direction on this entry

By: | Address: | Phone #:

Under Influence: ◯ YES ◯ NO | Substance: | 5150 a factor in force? ◯ YES ◯ NO User's guide provides direction on this entry

Suspect Interview

Date: | Time: | [ ] Audiotape: | [ ] Videotape: | [ ] Photos of Injuries: | [ ] ADMITS HEARING ANNOUNCEMENTS

[ ] **Additional Suspects Involved**

Supervisor's Report on Use of Force
EMPLOYEE / NON-EMPLOYEE INFORMATION

9 1 2 - 0 8 7 2 0 - 2 8 4 7 - 1 8 3

Employee Witnesses

Emp. #	Last Name	First Name	Middle Name
	None		

Unit of Assignment:	Work Assignment (Unit #, Module, etc.):	Shift: ◯ EM ◯ Day ◯ PM	◯ Regular ◯ OT ◯ Off Duty

Emp. #	Last Name	First Name	Middle Name

Unit of Assignment:	Work Assignment (Unit #, Module, etc.):	Shift: ◯ EM ◯ Day ◯ PM	◯ Regular ◯ OT ◯ Off Duty

Emp. #	Last Name	First Name	Middle Name

Unit of Assignment:	Work Assignment (Unit #, Module, etc.):	Shift: ◯ EM ◯ Day ◯ PM	◯ Regular ◯ OT ◯ Off Duty

Non-Employee Witnesses

Last Name	First Name	Middle Name	Age	D.O.B.
[redacted]	[redacted]		[redacted]	[redacted]

Street Address	City	Zip Code	Phone #1	Phone #2
[redacted]	[redacted]	[redacted]	[redacted]	

Last Name	First Name	Middle Name	Age	D.O.B.
[redacted]	[redacted]		[redacted]	[redacted]

Street Address	City	Zip Code	Phone #1	Phone #2
[redacted]	[redacted]	[redacted]	[redacted]	

Last Name	First Name	Middle Name	Age	D.O.B.
[redacted]	[redacted]		[redacted]	[redacted]

Street Address	City	Zip Code	Phone #1	Phone #2
[redacted]	[redacted]	[redacted]		

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

Last Name	First Name	Middle Name	Age	D.O.B.

Street Address	City	Zip Code	Phone #1	Phone #2

☐ **Additional Witness**

Supervisor's Report on Use of Force

9 1 2 - 0 8 7 2 0 - 2 8 4 7 - 1 8 3

Method

(AW) Arwen
(BC) Baton: (Control)
(BI) Baton: (Impact)
(BF) Bodily Fluids
(CN) Canine
(CR) Carotid Restraint
(CH) Choke Hold
(CT) Control Holds: (Control Techniques)
(TT) Control Holds: (Team Takedown)
(TD) Control Holds: (Takedown)
(CE) Chemical
(OC) Chemical Agents (OC Spray)
(TG) Chemical Agents (Tear Gas)
(EX) Explosives
(FH) Firearm (Handgun)
(FR) Firearm (Rifle)
(FS) Firearm (Shotgun)
(FO) Firearm (Other)
(FB) Flashbang
(FL) Flashlight
(OE) Other Weapon: Edged
(OV) Other Weapon: Vehicle
(OB) Other Weapon: Blunt Object
(OO) Other Weapon: Other
(PK) Personal Weapon: Feet/Leg: (Kick)
(PS) Personal Weapon: Feet/Leg: (Sweep)
(PH) Personal Weapon (Hand/Arm)
(PP) Personal Weapon (Push)
(PO) Personal Weapon (Other)
(RS) Resistance
(RO) Restraint Device (Other)
(RH) Restraint Device (Handcuffs)
(HB) Restraint Device: Hobble (Legs Only)
(TP) Restraint Device: Hobble (TARP)
(RE) Restraint Device: REACT Belt
(SP) Sap
(SH) Shield
(IR) Less Lethal Impact Round (other)
(SB) Sting Ball
(ST) Stun Bag
(TR) Taser
(UC) Uncooperative
(HR) High Risk

Type of Injury

(AB) Abrasion
(BR) Bruise
(BU) Burn
(CP) Complaint of Pain
(CO) Concussion
(DH) Death
(DI) Dislocation
(DB) Dog Bite
(FR) Fractures
(GS) Gunshot
(HB) Human Bite
(LC) Lacerations
(ND) Nerve Damage
(OD) Organ Damage
(PA) Paralysis
(PW) Puncture Wound
(SD) Soft Tissue Damage
(ST) Sprain/Twists
(UN) Unconscious
(RM) Refused Med Treatment
(NN) NONE

Body Part Involved

(AD) Abdomen
(AK) Ankle
(AR) Arm
(BK) Back
(BT) Buttocks
(CH) Chest
(EL) Elbow
(FA) Face
(FE) Feet
(FI) Fingers
(GE) Genitals
(GR) Groin
(HD) Hands
(HE) Head
(HI) Hip
(IN) Internal
(KN) Knees
(LE) Leg
(NK) Neck
(NO) Nose
(SH) Shoulder
(WR) Wrist

FORCE USED BY		FORCE USED AGAINST		Method (Code)	Type of Injury (Code)	Body Part (Code)
Name	E# or S#	Name	E# or S#			
Duvea	S#1	[redacted]	E#1	RS	NN	
[redacted]	E#1	Duvea	S#1	CT	NN	
Celaya	E#2	Duvea	S#1	CT	NN	
Duvea	S#1	[redacted]	E#1	RS	NN	
Duvea	S#1	Celaya	E#2	RS	NN	
[redacted]	E#1	Duvea	S#1	TT	CP	KN
[redacted]	E#1	Duvea	S#1	TT	CP	EL
[redacted]	E#1	Duvea	S#1	TT	FR	KN
[redacted]	E#1	Duvea	S#1	TT	FR	EL
Celaya	E#2	Duvea	S#1	TT	CP	KN
Celaya	E#2	Duvea	S#1	TT	CP	EL
Celaya	E#2	Duvea	S#1	TT	FR	KN
Celaya	E#2	Duvea	S#1	TT	FR	EL
Duvea	S#1	[redacted]	E#1	RS	NN	
Duvea	S#1	Celaya	E#2	RS	NN	
[redacted]	E#1	Duvea	S#1	RH	NN	
Celaya	E#2	Duvea	S#2	RH	NN	

INVESTIGATIVE SUMMARY

COUNTY OF LOS ANGELES
SHERIFF'S DEPARTMENT

Investigative Summary
SIGNIFICANT USE OF FORCE
(FRACTURED ELBOW)

UNIT:	Compton Station
DATE:	July 13, 2012, Friday
TIME:	2233 hours
LOCATION:	[redacted] Compton CA. 90220
URN#:	912-08720-2847-183
IAB#:	FO2316414

INCIDENT:
On-call Internal Affairs Bureau personnel (Sgt. Mark Lopez) assumed the handle on a force investigation after learning Suspect Alan Duvea sustained a fracture to his right elbow when he was taken to the ground while resisting Deputies [redacted] and Celaya. Sergeant King of Compton Station conducted the preliminary investigation into this case.

On July 13, 2012, at 2147 hours Compton Station received a family disturbance call for service. The anonymous informant of the call stated a male Black adult broke into an apartment and was throwing things out. He was arguing with a female; possible fight pending.

> **IAB Note:** For photos of location and further details regarding call the call for service, see a copy of incident record, Tag #191, refer to **Exhibit A.**

The call was assigned to Deputies [redacted] [redacted] and Tina Torres [redacted] (282D1/P). Deputies [redacted] [redacted] and Ernest Celaya [redacted] (287D/P) were assigned the assist on the call. Deputies [redacted] and Celaya arrived on scene first and heard some yelling coming from inside apartment [redacted] of the location given. They knocked at the door and Suspect Allen Duvea answered. According to deputies and Witness [redacted] the [redacted], Suspect Duvea was loud, agitated and cursed at the deputies for being there. Deputy [redacted] tried to explain their reason for being there but Suspect Duvea continued to curse loudly. The deputies asked Suspect Duvea to step outside several times but he did not comply. After approximately 30 seconds, Deputy [redacted] observed Suspect Duvea raise his left arm up on the door frame and make a fist. Deputies were not comfortable with the stance Suspect Duvea took. The deputies stated they did not know if Suspect Duvea was about to assault one of them or was he trying to hide something inside the house.

Deputy [redacted] grabbed a hold of Suspect Duvea's right wrist and Deputy Celaya grabbed Suspect Duvea's left wrist. Suspect Duvea initially stepped outside with the deputies and after several steps, he stopped and flailed his arms and became rigid. The deputies immediately took Suspect Duvea to the ground. Deputy [redacted] bent Suspect Duvea down and held his right arm and rode him to the ground utilizing his body weight. Deputy Celaya held onto Suspect Duvea's left wrist and took him to the ground. Once on the ground, Suspect Duvea put up very little resistance and was quickly handcuffed by Deputy [redacted] Suspect Duvea was then walked to the patrol car. According to Deputy [redacted] Suspect Duvea could have hit his right elbow and both knees on the cement when he was taken down to the ground.

Deputies [redacted] and Torres arrived on scene approximately four minutes after Deputies [redacted] and Celaya. Upon their arrival, Suspect Duvea was in the back seat of Deputy [redacted] patrol car. The responding deputies did not witness any force used by Deputy [redacted] and Deputy Celaya. Deputies [redacted] and Celaya attempted to notify Sergeant Matthew King of the force used. They both stated they tried to make contact with Sergeant King over L-Tac frequency but they did not get a response from him. So they decided to drive to Compton Station and notify him there. They did not attempt to contact him over the Dispatch frequency or by utilizing the desk.

Deputy [redacted] conducted a domestic violence investigation and determined there was no crime. They did however arrest Suspect Duvea for being under the influence of controlled substance (stimulant/Phencyclidine), 11550H/S. Suspect Duvea was transported to Compton Station by Deputies [redacted] and Torres for an arrest review by their supervisor, prior to taking him to the hospital for an okay to book. Suspect Duvea was subsequently transported to Memorial Hospital of Gardena by Deputies [redacted] and Torres. At the hospital, Deputy [redacted] took photos of Suspect Duvea's injuries. For photo copies of Suspect Duvea's injuries refer to **Exhibit B.**

Deputies [redacted] and Torres wrote an incident report. Deputies [redacted] and Celaya wrote supplemental reports. All their reports are included with this case as **Exhibit C.**

On June 4, 2013, I contacted [redacted] by cell phone. She stated she was still living at [redacted] in Compton. I informed her, I would like to interview her and Suspect Duvea who was not home at the time. She stated she would be available later that week.

On June 5, 2013, Deputy [redacted] was interviewed by Internal Affairs Bureau Sergeant Mark Lopez. Deputy [redacted] stated on July 13, 2012, he and his partner (Deputy Torres) arrived on scene after the force was used; therefore, they did not witness any force used by Deputies [redacted] and Celaya.

On June 7, 2013, I went to the incident location to try and interview Suspect Duvea and Witness [redacted] Witness [redacted] told me Suspect Duvea and Witness [redacted] had moved out on June 5, 2013. Witness [redacted] stated she was not given any notice or any forwarding address.

INVOLVED PERSONNEL:

[redacted] - Deputy, [redacted]
Compton Station
Unit #287D/PM
Field Operations Region II
Date of Employment: [redacted]
Date Assigned to Compton: [redacted]
Prior Shooting Incident(s): [redacted]
Prior Founded Force Incidents: [redacted]

Celaya, Ernest - Deputy, [redacted]
Compton Station
Unit #287D/PM
Field Operations Region II
Date of Employment: 05-13-05
Date Assigned to Compton: 04-01-12
Prior Shooting Incident(s): [redacted]
Prior Founded Force Incidents: [redacted]

INVOLVED SUSPECT:

Duvea, Alan

Sex:	Male
Race:	Black
Date of Birth:	October 11, 1956
Height:	509
Weight:	230
Booking #	3229170
Charge:	11550(a) H/S, Under the Influence (stimulant)
Injury:	Fractured right elbow

The Consolidated Criminal History System reveals that Suspect Duvea has [redacted]

> **IAB Note:** A copy of Suspect Duvea's criminal history is included in this report. Refer to **Exhibit D.**

EMPLOYEE WITNESS:

Sergeant Matthew King, [redacted] was interviewed on June 05, 2013, at 1502 hours by Internal Affairs Bureau Sergeant Mark Lopez. The interview was conducted at Internal Affairs Bureau. The interview was digitally recorded and transcribed. The following is a summary of his interview. For his verbatim interview see his transcribed interview which is included with this case.

Sergeant King stated he was first aware of the force incident when Deputies [redacted] and Celaya came to him at Compton Station. Sergeant King stated during the time of the incident he was at Compton Station giving Early Morning shift briefing. During briefing he remembered our Department K-9 unit was giving training and he was monitoring the Dispatch frequency so he would not have heard the deputies trying to get a hold of him on L-Tac.

Sergeant King stated he was surprised deputies left the scene of the force location. Sergeant King used words like "irregular", "unusual." He said that's something that shouldn't happen but is understandable. He said it happens from time-to-time. It may have been fine for the circumstances.

Sergeant King stated he interviewed Suspect Duvea on video at Compton Station. He remembered Suspect Duvea complaining he was hurt. Sergeant King stated Suspect Duvea mentioned his knees were injured and he wanted immediate medical attention. Sergeant King stated during the interview Suspect Duvea appeared to be under the influence of alcohol or a stimulant at the time. Sergeant King based his observations on Suspect Duvea's slurred speech and the fact he could not stay on track during their conversation.

Sergeant King did not go to the hospital but he knows Suspect Duvea was immediately transported to the hospital after his interview. Sergeant King did roll back to the incident location and located two witnesses and interviewed them on video tape.

IAB Note: For a copy of the video interviews refer to **Exhibit F.**

CIVILIAN WITNESSES:

[redacted] was interviewed on July 13, 2012, at 2330 hours by Compton Patrol Sergeant Matthew King. The interview was video recorded and is transcribed. The following is a summary of the interview. For her verbatim interview see her transcribed interview which is included with this case. For a copy of the video tape interview refer to **Exhibit F**.

Witness [redacted] stated she lived at [redacted] in Compton with her [redacted] Suspect Duvea. [redacted] said she and Suspect Duvea had been drinking alcohol and got into a verbal argument. Suspect Duvea wanted to move his couch out of the apartment but [redacted] would not let him. They became loud and a neighbor must have called the Sheriff. [redacted] admitted to being loud but there was no physical assault on one another.

Witness [redacted] stated three deputies were involved in the force incident. She described the first deputy as being White, tall, big and bald. She described the second deputy as being a short, female Black mixed with something else. She described the third deputy as a real nice male Hispanic who listened to her. [redacted] stated the deputies were nice to her except for the big, White, bald deputy.

Witness [redacted] stated Suspect Duvea answered the door and the deputies grabbed him and took him outside. [redacted] stated she was approximately five to six feet from the deputies and Suspect Duvea when the deputies took him to the ground. [redacted] stated Suspect Duvea resisted after the deputies used excessive force. [redacted] stated the big, White, male deputy placed his knee in the back of Suspect Duvea for no reason. Sergeant King asked [redacted] if Suspect Duvea was handcuffed prior to the deputy placing his knee on his back. [redacted] stated he was not handcuffed. [redacted] stated the deputies wrestled with Suspect Duvea but she did not see them punch him. She said, "They just subdued him like they supposed to do." [redacted] said Suspect Duvea was complaining that he could not breathe. [redacted] said she told Suspect Duvea, "Stop resisting it's going to be okay." [redacted] stated she yelled for deputies to get off Suspect Duvea.

[redacted] was interviewed on July 13, 2012, at 2340 hours by Compton Patrol Sergeant Matthew King. The interview was video recorded and is transcribed. The following is a summary of the interview. For her verbatim interview see her transcribed interview which is included with this case. For a copy of the video tape interview refer to **Exhibit F**.

Witness [redacted] was interviewed inside of [redacted] apartment. [redacted] stated at the time of the force incident she was standing outside her apartment [redacted] The distance from apartment [redacted] to apartment [redacted] is approximately 30 feet. [redacted] described two deputies that were involved. The first deputy was a White male, tall with a bald head. The second deputy was cool; he was a White, bald male.

[redacted] saw the deputies struggle to put Suspect Duvea's hands behind his back. [redacted] heard Suspect Duvea yell, "Wait, wait, okay, okay, what did I do?" [redacted] said she saw the police grab a hold of Suspect Duvea and ordered him to the ground. [redacted] stated while on the ground, the tall, bald, mean, White deputy placed his knee on Duvea's back. [redacted] heard Suspect Duvea complain about pain to his back. [redacted] said [redacted] who was standing close to the deputies, asked the deputies several times "What are you doing to my husband?" [redacted] said the deputies

ordered her to get back. The deputies picked up Suspect Duvea and walked him to their patrol car. [redacted] added the tall, mean deputy then handcuffed [redacted] because she was following them to their patrol car.

> **IAB Note:** Sergeant King a conducted second interview on witnesses [redacted] and [redacted] because he thought his video camera was not working properly. IAB reviewed the second interview and both witnesses gave the same account of the facts. To review the interviews refer to **Exhibit F**.

[redacted] was interviewed on June 7, 2013, at 1045 hours by Internal Affairs Bureau Sergeants Mark Lopez and Jose J. Garcia. The interview was conducted at [redacted] The interview was digitally recorded and transcribed. The following is a summary of his interview. For his verbatim interview see his transcribed interview which is included with this case.

Witness [redacted] stated she was [redacted]. [redacted] stated she remembered on July 13, 2012, the police responded to [redacted] and Alan's (Alan Duvea)" apartment [redacted] [redacted] said the couple had been drinking and arguing that evening. [redacted] stated Suspect Duvea got so upset with [redacted] he moved furniture out of the apartment and into his truck. [redacted] was asked how she knew the couple was drinking. [redacted] stated the couple was arguing so loudly the whole apartment complex could hear them. [redacted] said she and other tenants called the police because of the loud situation.

Witness [redacted] stated when the police arrived she was about to get into her vehicle which was parked 10 to 15 yards away from apartment [redacted] She stayed seated in her vehicle and watched the entire incident. She stated the deputies knocked on the door and announced it was the Sheriff's. Suspect Duvea opened the door. The deputies asked him to step outside three times but Suspect Duvea did not comply. [redacted] stated she could hear Suspect Duvea mouthing off to the deputies in a rude manner but she did not remember exactly what he said. [redacted] said when Suspect Duvea finally came outside, she remembered seeing Suspect Duvea's hands going all over the place as he was about to slip. [redacted] stated Suspect Duvea then went to the ground, forward facing and the police got him on the ground. [redacted] heard Suspect Duvea say, "If you're going to take me, you're going to have to kill me." [redacted] stated the deputies and Suspect Duvea were not on the ground long. She remembered the deputies handcuffing Suspect Duvea and getting him back to his feet and walking him to their patrol car.

Witness [redacted] was asked what kind of tenants Suspect Duvea and [redacted] were. She stated they drink a lot and are always arguing.

INVOLVED EMPLOYEE STATEMENTS:

Deputy [redacted] was interviewed on May 29, 2013, at 1537 hours by Internal Affairs Bureau Sergeants Mark Lopez and Dinah Grote. The interview was conducted at Internal Affairs Bureau. Deputy [redacted] was represented by Attorney Erika Gurolla from Green & Shinee. The interview was digitally recorded and transcribed. The following is a summary of his interview. For his verbatim interview see his transcribed interview which is included with this case.

Deputy [redacted] told us he remembered he and his partner (Deputy Celaya) were one of the only units out in the field because of K-9 training that was going on back at the station. They responded to [redacted] in Compton, regarding a possible domestic violence call for service. Upon their arrival Deputy [redacted] heard loud yelling coming from apartment [redacted] The yelling sounded as if was from an adult male. Deputy [redacted] stated he knocked on the door and identified himself. A few seconds later Suspect Duvea opened the door. Deputy [redacted] stated Suspect Duvea was a large man who appeared to be sweating profusely and his clothes were disheveled. Deputy [redacted] noticed a female standing behind the suspect but he could not tell if she was hurt or not. Deputy [redacted] stated he told Suspect Duvea they were called to the location regarding a family disturbance call and he was there to make sure everything was okay. If everything checked out, they would be on their way.

Deputy [redacted] asked Suspect Duvea to step outside so he could pat him down for weapons. Suspect Duvea was belligerent, cursed at the two deputies, told them no one called them and they needed to leave. Suspect Duvea then raised his left arm up, balled his fist and rested it on the upper part of the door frame. He continued to be extremely angry and agitated. Deputy [redacted] stated he was concerned Suspect Duvea was under the influence of a narcotic and was taking a position to possibly assault him or his partner. Deputy [redacted] stated after approximately 30 seconds he told Suspect Duvea to just step outside so they could talk; simultaneously, Deputy [redacted] reached for Suspect Duvea's right wrist and guided Suspect Duvea outside as his partner did the same with Duvea's left wrist.

Suspect Duvea initially cooperated and stepped outside. After approximately two to three steps, Deputy [redacted] stated he could feel Suspect Duvea tense up and swing his arms back and forth in order to break free of the hold the deputies had on his wrists. Deputy [redacted] stated he quickly grabbed a hold of Suspect Duvea's upper body and used his own body weight to ride Suspect Duvea to the ground. Deputy [redacted] bent Suspect Duvea forward. The suspect's knees went down first and then the suspect was pushed onto his stomach. Deputy [redacted] stated Suspect Duvea could have possibly landed on his right elbow to try and break his fall but he did not witness that happen. When Suspect Duvea was on the ground, he became cooperative and stopped resisting. The suspect then allowed the deputies to handcuff him without further incident.

Deputy [redacted] stated he and his partner helped Suspect Duvea to his feet. Deputy Celaya escorted the suspect to their patrol car so Deputy [redacted] could deal with Suspect Duvea's girlfriend [redacted] who became verbally abusive. Deputy [redacted] immediately handcuffed her and walked her to his patrol car. Deputy [redacted] stated [redacted] apologized for her behavior and stood by until the second unit arrived and contacted her regarding the family disturbance call.

When the handling unit (Deputies [redacted] and Torres) arrived, Deputy [redacted] assisted them in clearing the apartment. Upon entering the apartment, Deputy [redacted] noticed some furniture had been turned over and there was a strong chemical odor coming from inside the apartment. Deputy [redacted] assisted in trying to locate the source of the chemical odor but did not locate anything.

Deputy [redacted] stated he was happy [redacted] Deputy Celaya reacted quickly and assisted in the team takedown of Suspect Duvea. Deputy [redacted] felt their quick takedown ended the need to use additional force.

Deputy [redacted] stated he tried several times to contact Sergeant King over L-Tac to inform him of the force that occurred. Sergeant King did not respond to Deputy [redacted] radio traffic. Deputy [redacted] decided because Sergeant King was possibly in training (K-9), it would be faster to drive to the station and inform him there, so he did that. Deputy [redacted] stated he made no attempt to contact Sergeant King over the Dispatch frequency or by utilizing the Desk personnel.

Deputy [redacted] stated Suspect Duvea was in his patrol car for a short period of time and did not complain of any injuries.

> **IAB Note:** Deputy [redacted] wrote a supplemental report detailing his actions and observations during this incident. His supplemental report is included with this case in **Exhibit C.**

Deputy Ernest Celaya, [redacted], was interviewed on May 29, 2013, at 1425 hours by Internal Affairs Bureau Sergeants Mark Lopez and Dinah Grote. The interview was conducted at Internal Affairs Bureau. Deputy Celaya was represented by Attorney Erika Gurolla from Green & Shinee. The interview was digitally recorded and transcribed. The following is a summary of his interview. For his verbatim interview see his transcribed interview which is included with this case.

Deputy Celaya said he and [redacted] Deputy [redacted] were assigned to assist Deputies [redacted] and Torres, 287D1, on a family disturbance call at [redacted] Compton. Deputy Celaya stated he and Deputy [redacted] were close to the location and asked 287D1 if they could make contact. They were given the approval to make contact. Deputy Celaya stated he and Deputy [redacted] approached the apartment and knocked on the front door. Deputy Celaya stated Suspect Duvea answered the door and stated, "What the fuck do you guys want?" Deputy Celaya stated they explained to

Suspect Duvea they were there on a family disturbance call for service. Deputy Celaya said Suspect Duvea became more agitated, balled his fists and raised his left arm onto the door frame as to block them from seeing inside and take a position of aggression. Deputy Celaya observed that Suspect Duvea was sweating profusely and had a slight chemical odor emitting from his person. Deputy Celaya was asked if he knew why Suspect Duvea was angry. Deputy Celaya speculated Suspect Duvea may have been under the influence of phencyclidine because he had a strong chemical odor emitting from his person.

Deputy Celaya stated they asked Suspect Duvea several times to step outside so they could conduct a quick investigation into the disturbance call. Suspect Duvea refused to move and continued to curse at them. Deputy Celaya stated based on the fact he felt Suspect Duvea may become assaultive, and the fact they needed to get inside to check the welfare of possible victims, he grabbed Suspect Duvea's left wrist; his partner grabbed Suspect Duvea's right wrist and walked him outside. Deputy Celaya stated they guided Suspect Duvea out approximately three feet from the apartment. Suspect Duvea stopped and began to twist and pull away from their grasp. Deputy Celaya stated it was hard to control him because he was sweating profusely. Deputy Celaya stated he and Deputy [redacted] both took Suspect Duvea to the ground. Deputy Celaya said he fell on the left side of Suspect Duvea. Deputy Celaya stated Suspect Duvea put up little resistance once he went to the ground. Suspect Duvea was quickly handcuffed and helped to his feet. Deputy Celaya stated they were on the ground for approximately five to ten seconds. Suspect Duvea was walked to the patrol car without any further incident.

Deputy Celaya stated he called for a supervisor several times on L-Tac to inform him of the force used in this incident but the supervisor did not acknowledge his request. Deputy Celaya stated he informed Sergeant King at Compton Station of the force used in this incident. Deputy Celaya stated he made no attempt to contact Sergeant King over the Dispatch frequency or by utilizing the Desk personnel.

> **IAB Note:** Deputy Celaya wrote a supplemental report detailing his force used in this incident. His supplemental report is included with this case in **Exhibit C.**

SUSPECT STATEMENT:

Suspect Alan Duvea was interviewed on July 13, 2012, at 2300 hours at Compton Patrol Station by Sergeant Matthew King. The interview was video recorded and copies of the interview are included with this case in **Exhibit F.** The following is a summary of his interviews. For his verbatim interviews see his transcribed interviews which are included with this case.

Suspect Duvea said he was at his house. The police knocked on his door, he opened his door and he was snatched out of his house. He described one deputy as a bald, big, White guy; he described the second deputy as an even bigger male that was Hispanic. Suspect Duvea stated the two deputies grabbed him and slammed on the ground and "fucked" him up.

Suspect Duvea complained of pain to his knees and requested medical attention. Suspect Duvea refused to allow Sergeant King the opportunity to video tape his injuries. Suspect Duvea denied drinking alcohol and denied using any narcotics.

On July 14, 2012, at 0549 hours, Suspect Duvea was interviewed a second time at Compton Patrol Station by the Day Shift Watch Commander, Sergeant Douglas Iketani [redacted]. The interview was video recorded and copies of the interview are included with this case in **Exhibit F.** The following is a summary of his interviews. For his verbatim interviews see his transcribed interviews which are included with this case.

Suspect Duvea stated the deputies knocked on his door. He opened the door and the deputies grabbed him by the neck, threw him on the ground and roughed him up. Suspect Duvea stated he sustained a broken elbow, sprained knees, a swollen left hand and a sore neck.

Suspect Duvea stated he and his girlfriend ([redacted] each had a can of "211" beer. He denied taking any narcotics that evening.

SUSPECT INJURIES:

Suspect Duvea sustained a small fracture to his right elbow and a sprained left knee. He complained of pain to his lower back and left hand. He did not complain of any other pain or injuries. For a copy of Suspect Duvea's patient medical record refer to **Exhibit G**.

Suspect Duvea was treated at Memorial Hospital of Gardena and was approved for booking at Century Regional Detention Facility. The approval for booking paper work is included with this case in **Miscellaneous Documents.**

On July 14, 2012, at 1330 hours, Internal Affairs Bureau Sergeant Laura Haynes contacted Dr. Christopher Bewley at Memorial Hospital of Gardena. Doctor Bewley stated his radiologist's x-rays show that Suspect Duvea sustained a fracture (small chip) on his right elbow and a sprain to his right knee. Doctor Bewley stated Suspect Duvea's injuries are consistent with a person falling on top of him.

DEPUTY PERSONNEL INJURIES:
None

PHYSICAL EVIDENCE:
No physical evidence was collected at the scene.

INVESTIGATORS' OBSERVATIONS:
After the incident, Sergeant Lopez took digital photos of the scene during daylight hours where the use of force occurred. The photos are included with this case as **Exhibit A.**

WEAPONS USED BY DEPUTY PERSONNEL:
Control Holds, Take Down (both deputies)

WEAPONS USED BY SUSPECT:
Personal weapons: Hands

PROPERTY DAMAGE:
None

WEATHER AND LIGHTING CONDITIONS:
The incident occurred at night with low lighting conditions at 2230 hours.

CHARGES FILED AND DISPOSITION:
On 9/11/2012, a charge of 11550(a) H/S was dismissed for Insufficient Evidence. For a copy of the District Attorney Declination Charge Evaluation Worksheet see **Exhibit E.**